IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY THE FIFTH DAY OF OCTOBER

TWO THOUSAND AND FOUR

: PRESENT:

THE HON'BLE MR JUSTICE: **G. BIKSHAPATHY**

AND

THE HON`BLE MR. JUSTICE: **CH.S.R.K. PRASAD**

WRIT PETITION NO. 18801, 18205 OF 2003

W.P. No. 18801 of 2003

Between:

Telangana Lawyers Association, NO. 8/A, APHB Complex, Barkatpura, Hyderabad, rep. by its Joint Secretary Sri M. Krishna Reddy, S/o. Raji Reddy, Advocate, R/o. 2-2-1089/A/1/1, 'PROVIDENCE' beside Church, Golnaka, Hyderabad.

..... Petitioner

AND

1. The Government of Andhra Pradesh, Law Department, A.P. Secretariat, Hyderabad.
2. The Government of Andhra Prdesh, rep. by its Secretary to Government, General Administration Department, A.P. Secretariat, Hyderabad.
3. The Director of Prosecutions, Government of Andhra Pradesh, D.G.P.Compound, Saifabad, Hyderabad.

.....Respondents

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or direction more particularly one in the nature of a Writ of Mandamus declaring Section 24 (6) of Code of Criminal Procedure and the consequential G.O. Ms. NO. 102, Law (LA &J) Courts a2) Department dated: 08-08-2003 is contrary to sections 24 (1) TO 24 (5) OF Code of Criminal Procedure and set aside the same as arbitrary and illegal;

COUNSEL FOR PETITIONER: Mr. S. Satyam Reddy.
COUNSEL FOR RESPONDENTS:

W.P. No. 18205 of 2003

Between:

District Bar Association, Karimnagar, rep. by its Secretary, P. Ramulu, S/o. Sri Mallaiah, Advocate & Secretary, Bar Association.

..... Petitioner

AND

1. The Union of India, rep. by its Secretary, Law Department, New Delhi.
2. The Government of Andhra Pradesh, rep. by Secretary Law (LA & J Courts A2) Department, A.P. Secretariat, Hyderabad.
3. The Director of Prosecutions, Andhra Pradesh, Hyderabad.

4. The District Magistrate and Collector, Karimnagar.

.....Respondents

..2..

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or direction more particularly one in the nature of a Writ of Mandamus declaring Section 24 (6) of Code of Criminal Procedure and the consequential G.O. Ms. NO. 102, Law (LA &J) Courts A2) Department dated: 08-08-2003 is contrary to sections 24 (1) TO 24 (5) OF Code of Criminal Procedure and set aside the same as arbitrary and illegal;

COUNSEL FOR PETITIONER: Mr. S. Satyam Reddy.
COUNSEL FOR RESPONDENTS:

The Court made the following

ORDER:

"In these Writ Petitions, the validity of Section 24 (6) of Code of Criminal Procedure is assailed. The Matter, as we feel is of considerable importance, therefore, we are inclined to hearing the learned Advocate General.

Issue notice to the Advocate General, and post on 26-10-2004".

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. Two CCs to the Advocate General, High Court of A.P., Hyderabad. (BY SPECIAL MESSENGER with copies of petitions and affidavits and all material papers)
2. One spare copy.

Ksv

*Form-NIC-IGS/WP {**CHP**}*

HIGH COURT

Ksv
Date of drafting: 06-10-2004

GBJ
&
CHSRKPJ

DATE: 05-10-2004

NOTE: POST ON 26-10-2004

ORDER

WP. NOs. 18801 and 18205 OF 2003

NOTICE